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TELEPHONE (954) 828-1488 FACSIMILE (954) 828-9122

FAX COVER SHEET

| | | | |
|------------|--|------------------------|----------------------|
| DATE: | March 17, 2006 | FROM: | Judith A. Parrish |
| TO: | Beth-Ann Dayaon Office of Petitions | | |
| FIRM: | USPTO | FAX NO.: | (954) 828-9122 |
| FAX NO.: | 1-571-273-0025 | PHONE NO.: | (954) 828-1488 |
| PHONE NO.: | 1-571-272-3209 | E-MAIL | jparrish@cwiplaw.com |
| FILE NO. | 1172-3U | PAGES, INCLUDING COVER | 9 |

| | |
|-------------------------|-------------------|
| Re: Application Number: | 09/993,820 |
| Filing Date: | November 16, 2001 |
| Applicant(s): | Darin Prizzi |
| Entitled: | TOWEL HOLDER |
| Examiner: | Anita M. King |
| Group Art Unit: | 3632 |
| Attorney Docket No.: | 1172-3U |

Dear Beth-Ann,

We enclose a copy of the petition as filed back on March 7, 2005. I spoke to Kenya McLaughlin earlier today and she suggested that I fax a copy to you. I am also faxing a copy to the main fax line @ 571-273-8300.

Please do not hesitate to contact me if you have any questions (954-828-1488).

Thank you.

51881

Confidentiality Notice: The information contained in this transmission is legally privileged and confidential, intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this communication is strictly prohibited. If you receive this communication in error, please notify us immediately by telephone (collect) and return the original message to us at the above listed address via the U.S. Postal Service. We will reimburse you for postage and/or telephone expenses involved.

CHRISTOPHER & WEISBERG, P.A.
 200 East Las Olas Boulevard - Suite 2040
 Fort Lauderdale, Florida 33301
 Telephone: (954) 828-1488; Facsimile: (954) 828-9122

Mail Stop Petition
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

FAX RECEIVED

Re: Application No: 09/993,820
 Agent(s): Darin Prizzi
 Filing Date: 11/16/2001
 Entitled: TOWEL HOLDER
 Attorney Docket No. 1172-3U

Examiner: Group Art Unit:

MAR 17 2006

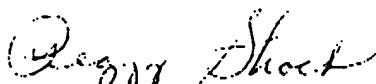
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March 7, 2005

Peggy Shock


 Signature

Date of Signature and Mail Deposit

Name of Person Signing

Sir:

Transmitted herewith is a Renewed Petition Under 37 CFR 1.81 or Alternatively Petition to Revive Unintentionally Abandoned Application Under 37 CFR 1.37(b)

- Notice of Change of Correspondence Address is enclosed.
- A self-addressed, stamped postcard for verification and receipt is enclosed.
- Copy of cancelled check for previously paid petition fee for \$665.
- Payment of \$85 for new petition fee.
- The Commissioner is hereby authorized to credit overpayments or charge payment of any additional fees associated with this communication to Deposit Account No. 502104.

March 7, 2005

Allen Brufsky /as
 Attorney of Record: Allen D. Brufsky
 Registration No: 21,056

30804

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Darin Prizzi
Title: Towel Holder
Serial No.: 09/993,820
Filed: November 16, 2001

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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OFFICE OF PETITIONS

RENEWED PETITION UNDER 37 C.F.R. 1.81 OR ALTERNATIVELY
PETITION TO REVIVE UNINTENTIONALLY ABANDONED
APPLICATION UNDER 37 C.F.R. 1.37(b)

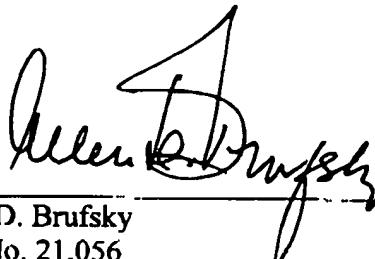
Responsive to the "Decision on Petition to Withdraw the Holding of Abandonment" (copy enclosed), dated June 17, 2004, Petitioner agrees with the Examiner that "The required notification of change of correspondence address need take no particular form". In the office action response dated 9/9/02 which was held non-compliant, applicant's attorney signed the paper giving his customer number 32575 as an indication of the correspondence address. This number was a clear indication of the correspondence address to be used in corresponding with the applicant. If the Patent Office had directed its holding of non-responsiveness to the customer number address, applicant's attorney would have received the same.

Therefore, it is respectfully requested that reconsideration of the decision on petition to withdraw the holding of abandonment should be had in light of this information, and the holding withdrawn.

If the above notification of change of correspondence address is still deemed sufficient, it is respectfully requested that the petition be converted to one to revive the application under 37 C.F.R. 1.137(b). The required reply to the non-compliant notice has previously been submitted

with the original petition to withdraw the holding of abandonment. The entire reply from the due date for the reply until the filing of this petition was unintentional as indicated by the factual findings. The fee for the petition of \$665 (small entity) was previously paid by Check No. 2871, a copy of which is enclosed. Enclosed is a check for \$85, representing the difference in the current fees.

Date: March 1, 2005

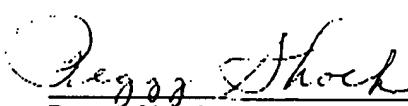


Allen D. Brufsky
Reg. No. 21,056
200 East Las Olas Boulevard
Suite 2040
Fort Lauderdale, FL 33301
Phone: 954-828-1488
Fax: 954-828-9122
CUSTOMER NUMBER 32575

CERTIFICATE OF MAILING UNDER 37 CFR 1.8

I hereby certify that this communication is being deposited with the United States Postal Service with sufficient postage as "First-Class" mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: March 1, 2005.


Peggy Shock

30641

PATENT

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Peggy Shock
Name of Person Mailing Paper

Peggy Shock
Signature of Person Mailing Paper

March 7, 2005
Date of Deposit

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE **FAX RECEIVED**

Serial Number: 09/993,820
Date: November 16, 2001
Applicant(s): Darin Prinzi
Entitled: TOWEL HOLDER
Examiner: Anita M. King
Group Art Unit: 3632
Attorney Docket No.: 1172-3U

MAR 17 2006

OFFICE OF PETITIONS

NOTICE OF CHANGE OF CORRESPONDENCE ADDRESS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Please address all future communications for the above-identified application to:

Allen D. Brufsky, Reg. No.: 21056
CHRISTOPHER & WEISBERG, P.A.
200 East Las Olas Boulevard - Suite 2040
Fort Lauderdale, Florida 33301
Tel: (954) 828-1488
Fax: (954) 828-9122
Customer No. 32575

Respectfully submitted,

Allen D. Brufsky

By:

Allen D. Brufsky
Reg. No. 21056
Attorney for Applicant(s)
Christopher & Weisberg, P.A.
200 East Las Olas Boulevard, Suite 2040
Fort Lauderdale, FL 33301
Customer No. 31292

Dated: March 7, 2005

30645

2006-03-17 15:59

CHRISTOPHER & WEISBERG, P.A.
200 E. LAS OLAS BLVD., SUITE 204.
FT LAUDERDALE, FL 33301

954-828-9122 >> 7033086916
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63-1356870

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4360

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CHRISTOPHER & WEISBERG, P.A.

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| | |
|---|------------|
| ALLEN D. BRUFSKY, P.A. | |
| REGISTERED PATENT ATTORNEY | |
| PHONE 239-281-8389 | |
| 600 FIFTH AVE | |
| NAPLES, FL 34102 | |
| PAY TO THE ORDER OF <u>Director of Patent</u> | |
| <u>Six hundred sixty five 00</u> | |
| FOR <u>Pizzi 993 820</u> | |
| DATE | 6/24/04 |
| BRANCH | 69-843-070 |
| DOLLARS | \$ 665 00 |
|  WACHOVIA <small>Wachovia Bank, N.A. wachovia.com</small> | |
|  <u>Allen D. Brufsky</u> | |
| 100 2871 1067006432 20000073852891 000000665000 | |

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100-31000-14
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INDIANA
FBI, MEMPHIS
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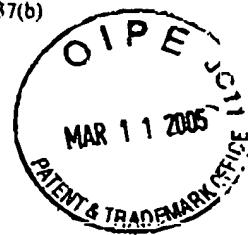
March 7, 2005
Attorney Docket No. 1172-3U, U.S. continuation patent application -

Applicant(s):

For: TOWEI HODDER

Received by Box Petitions, Commissioner for Patents

- 1 Renewed Petition Under 37 CFR 1.81 or Alternatively Petition to Revive Unintentionally Abandoned Application Under 37 CFR 1.37(b)
2. Check to Director in the amount of \$85
3. Transmittal letter
4. Copy of cancelled check for previously paid filing fee



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TELEPHONE (954) 828-1488 FAXSIMILE (954) 828-9122

MAR 17 2006

OFFICE OF PETITIONS

F A X C O V E R S H E E T

DATE: March 17, 2006
TO: **Beth-Ann Dayon**
Office of Petitions
FROM: Judith A. Parrish
FIRM: USPTO
FAX NO.: (954) 828-9122
PHONE NO.: (954) 828-1488
FILE NO. 1-571-272-3209
E-MAIL jparrish@cwiplaw.com
PAGES, INCLUDING COVER 18

Re: Application Number: 09/993,820
Filing Date: November 16, 2001
Applicant(s): Darin Prizzi
Entitled: TOWEL HOLDER
Examiner: Anita M. King
Group Art Unit: 3632
Attorney Docket No.: 1172-3U

Dear Beth-Ann,

We enclose a copy of the petition as hand delivered on December 29, 2005. I spoke to Kenya McLaughlin earlier today and she suggested that I fax a copy to you. I am also faxing a copy to the main fax line @ 571-273-8300.

Please do not hesitate to contact me if you have any questions (954-828-1488).

Thank you.

51881

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OFFICE OF PETITIONS**USPTO: PLEASE VERIFY, STAMP
DATE RECEIVED AND RETURN**Attorney Docket No. 1172-3U
U.S. Patent Application No. 09/993,820

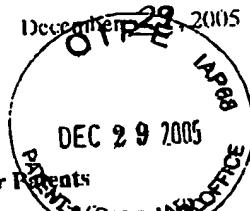
Filed: November 16, 2001

Applicant(s): Darin Prizzi

Title: TOWEL HOLDER

Received by Box Petitions, Commissioner for Patents

1. Communication
2. A copy of Renewed Petition Under 37 CFR 1.81 or Alternatively Motion to Revive Unintentionally Abandoned Application Under 37 CFR 1.37(b) as filed by Applicant on March 7, 2005.
3. Copy of a Check to Director in the amount of \$85
4. Transmittal letter
5. Copy of cancelled check for previously paid filing fee



This was hand delivered
12/29/05

CHRISTOPHER & WEISBERG, P.A.
 200 East Las Olas Boulevard • Suite 2040
 Fort Lauderdale, Florida 33301
 Telephone: (954) 828-1488; Facsimile: (954) 828-9122

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 P.O. Box 1450
 Alexandria, VA 22313-1450

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| | | | | |
|-----|---------------------|--------------|-----------|-----------------|
| Re: | Application No: | 09/993,820 | Examiner: | Anita M. King |
| | Applicant(s): | Darin Prizzi | | Group Art Unit: |
| | Filing Date: | 11/16/2001 | | 3632 |
| | Entitled: | TOWEL HOLDER | | |
| | Attorney Docket No. | 1172-3U | | |

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| | | |
|------------------------------------|------------------------|------------------|
| December 29, 2005 | Scott Paul, Esq. | Scott Paul, Esq. |
| Date of Signature and Mail Deposit | Name of Person Signing | Signature |

Sir:

Transmitted herewith is a COMMUNICATION, and the following documents for your review:

- Renewed Petition Under 37 CFR 1.81 or Alternatively Petition to Revive Unintentionally Abandoned Application Under 37 CFR 1.37(b) as filed by Applicant on March 7, 2005 to Mail Stop Petitions, Commissioner for Patents
- Notice of Change of Correspondence Address is enclosed.
- Copy of cancelled check for previously paid petition (fee for \$665) is enclosed.
- Copy of a check for \$85 dated March 3, 2005 for new petition fee is enclosed.
- A self-addressed, stamped postcard for verification and receipt is enclosed.
- The Commissioner is hereby authorized to credit overpayments or charge payment of any additional fees associated with this communication to Deposit Account No. 502104.

Dated: December 29, 2005

Allen Brufsky /ap
 Attorney of Record: Allen D. Brufsky
 Registration No: 21,056

46108

PATENT

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I hereby certify that this correspondence is being **Hand Delivered** in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date set forth below.

Scott Paul, Esq.
Name of Person Delivering Paper

Signature of Person Delivering Paper

December 29, 2005
Date of Deposit

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**MAR 17 2006****FAX RECEIVED
OFFICE OF PETITIONS**

Application Number: 09/993,820
Filing Date: November 16, 2001
Applicant(s): Darin Prizzi
Entitled: TOWEL HOLDER
Examiner: Anita M. King
Group Art Unit: 3632
Attorney Docket No.: 1172-3U

Mail Stop Petitions
Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

COMMUNICATIONS

On March 7, 2005, Applicant submitted a "Renewed Petition Under 37 C.F.R. 1.81 or Alternatively Petition to Revive Unintentionally Abandoned Application Under 37 C.F.R. 1.37(b)." A copy of the Renewed Petition as filed on March 7, 2005, is attached as Exhibit A.

To date, a decision has not been rendered. Furthermore, a check with the USPTO website, specifically, the transaction history for this Application, shows that said petition is not

Application No. 09/993,820
Filed: 11/16/2001
Attorney Docket No.: 1172-3U

recorded as being received by the USPTO. In fact, the last entry on the transaction history for this Application dates back to June 30, 2004. A copy of the transaction history is enclosed as Exhibit A.

On March, 14, 2005, the undersigned attorney received the return postcard from the USPTO, indicating receipt of said petition on March 11, 2005. A copy of the return postcard is attached as Exhibit B.

Furthermore, a check in the amount of \$85.00, made payable to the Director of the USPTO, check no. 4360, and dated March 3, 2005, was submitted with the renewed petition, and later deposited by the USPTO on the drawers account.

WHEREFORE, we enclose herewith, the "Renewed Petition Under 37 C.F.R. 1.81 or Alternatively Petition to Revive Unintentionally Abandoned Application Under 37 C.F.R. 1.37(b)" and request that the filing date for this Renewed petition be as at March 11, 2005, the date it was originally received by the USPTO.

Date: December 19, 2005

Respectfully submitted,

Allen Brufsky / *AB*
Allen D. Brufsky, Esq.
Registration Number 21056
Attorney for Applicant
CHRISTOPHER & WEISBERG, P.A.
200 East Las Olas Boulevard, Suite 2040
Fort Lauderdale, Florida 33301
Customer No. 31292
Telephone: (954) 828-1488
Facsimile: (954) 828-9122

45909

2006-03-17 15:56

954-828-9122 >> 7033086916

P 6/18

EXHIBIT A

**USPTO: PLEASE VERIFY, STAMP DATE
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March 7, 2005

Attorney Docket No. 1172-3U, U.S. continuation patent application -

Applicant(s):

For: TOWEL HOLDER

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1. Renewed Petition Under 37 CFR 1.81 or Alternatively Petition to Revive
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CHRISTOPHER & WEISBERG, P.A.
200 East Las Olas Boulevard - Suite 2040
Fort Lauderdale, Florida 33301
Telephone: (954) 828-1488; Facsimile: (954) 828-9122

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Re: Application No: 09/993,820
Applicant(s): Darin Prizzi
Filing Date: 11/16/2001
Entitled: TOWEI. HOLDER
Attorney Docket No. 1172-3U

Examiner:
Group Art Unit:

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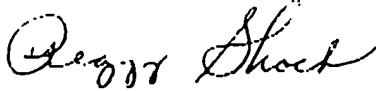
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March 7, 2005

Peggy Shock

Date of Signature and Mail Deposit

Name of Person Signing


Signature

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Date: March 7, 2005

30804

Allen Brufsky
Attorney of Record: Allen D. Brufsky
Registration No: 21,056

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Darin Prizzi
Title: Towel Holder
Serial No.: 09/993,820
Filed: November 16, 2001

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RENEWED PETITION UNDER 37 C.F.R. 1.81 OR ALTERNATIVELY
PETITION TO REVIVE UNINTENTIONALLY ABANDONED
APPLICATION UNDER 37 C.F.R. 1.37(b)

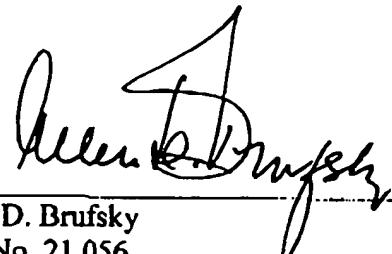
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with the original petition to withdraw the holding of abandonment. The entire reply from the due date for the reply until the filing of this petition was unintentional as indicated by the factual findings. The fee for the petition of \$665 (small entity) was previously paid by Check No. 2871, a copy of which is enclosed. Enclosed is a check for \$85, representing the difference in the current fees.

Date: March 7, 2005

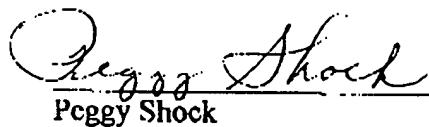


Allen D. Brufsky
Reg. No. 21,056
200 East Las Olas Boulevard
Suite 2040
Fort Lauderdale, FL 33301
Phone: 954-828-1488
Fax: 954-828-9122
CUSTOMER NUMBER 32575

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Dated: March 7, 2005.



Peggy Shock

30641

PATENT

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Peggy Shock
Name of Person Mailing Paper


Signature of Person Mailing Paper

March 7, 2005
Date of Deposit

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial Number: 09/993,820
Filing Date: November 16, 2001
Applicant(s): Darin Prizzi
Entitled: TOWEL HOLDER
Examiner: Anita M. King
Group Art Unit: 3632
Attorney Docket No.: 1172-3U

NOTICE OF CHANGE OF CORRESPONDENCE ADDRESS

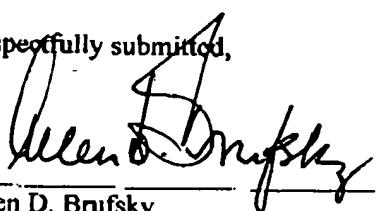
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Please address all future communications for the above-identified application to:

Allen D. Brufsky, Reg. No.: 21056
CHRISTOPHER & WEISBERG, P.A.
200 East Las Olas Boulevard - Suite 2040
Fort Lauderdale, Florida 33301
Tel: (954) 828-1488
Fax: (954) 828-9122
Customer No. 32575

Respectfully submitted,


Allen D. Brufsky

By: _____
Allen D. Brufsky
Reg. No. 21056
Attorney for Applicant(s)
Christopher & Weisberg, P.A.
200 East Las Olas Boulevard, Suite 2040
Fort Lauderdale, FL 33301
Customer No. 31292

Dated: March 7, 2005

30645

2006-03-17 15:56

CHRISTOPHER & WEISBERG, P.A.
200 E. LAS OLAS BLVD., SUITE 100
FT. LAUDERDALE, FL 33301954-828-9122 7033086916
FAX 954-828-9123
FT. LAUDERDALE, FL 33301
63-1356P 12/18
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AUTHOR/DEP. REC'D. BY MAIL

CHRISTOPHER & WEISBERG, P.A.

4360

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| Application Transaction Data | Published Document Date | Patent Document Date | Patent Document Date |
|------------------------------|-------------------------|--------------------------------|----------------------|
| | 06-30-2004 | Workflow Incoming petition IFW | |

| Date | Contents Description |
|------------|---|
| 06-30-2004 | Workflow Incoming petition IFW |
| 06-17-2004 | Petition Decision - Dismissed |
| 04-26-2004 | Petition Entered |
| 04-26-2004 | Workflow incoming petition IFW |
| 03-09-2004 | Mail Abandonment for Failure to Respond to Office Action |
| 03-08-2004 | Abandonment for Failure to Respond to Office Action |
| 08-26-2003 | Mail Notice of Informal or Non-Responsive Amendment |
| 08-22-2003 | Date Forwarded to Examiner |
| 08-07-2003 | Informal or Non-Responsive Amendment after Examiner Action |
| 08-07-2003 | Response after Non-Final Action |
| 05-07-2003 | Mail Non-Final Rejection |
| 05-05-2003 | Non-Final Rejection |
| 02-26-2003 | Date Forwarded to Examiner |
| 02-12-2003 | Supplemental Response |

| Date Forwarded to Examiner | |
|-----------------------------------|--|
| 02-26-2003 | Request for Continued Examination (RCE) |
| 02-12-2003 | DISPOSAL FOR A RCE/CPA/129 (express abandonment if CPA) |
| 02-12-2003 | Workflow - Request for RCE - Begin |
| 11-27-2002 | Mail Final Rejection (PTOL - 326) |
| 11-25-2002 | Final Rejection |
| 09-24-2002 | Date Forwarded to Examiner |
| 09-16-2002 | Response after Non-Final Action |
| 08-14-2002 | Mail Non-Final Rejection |
| 08-09-2002 | Non-Final Rejection |
| 02-05-2002 | Correspondence Address Change |
| 12-31-2001 | Case Docketed to Examiner in GAU |
| 12-11-2001 | Application Dispatched from OIPE |
| 12-07-2001 | Correspondence Address Change |
| 12-03-2001 | IFW Scan & PACR Auto Security Review |
| 11-16-2001 | Initial Exam Team nn |

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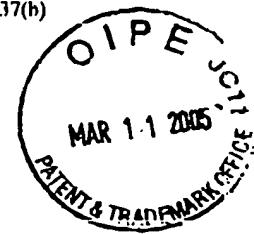
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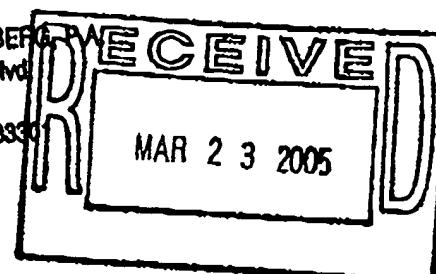
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